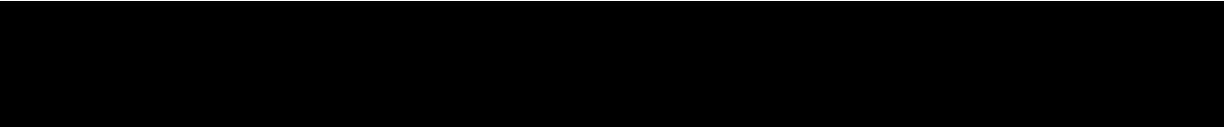


EXHIBIT 19



Transcript of Naoki Watanabe, Ph.D.

1 (1 to 4)

Conducted on June 26, 2023

1	IN THE UNITED STATES DISTRICT COURT	1	APPEARANCES
2	FOR THE DISTRICT OF DELAWARE	2	ON BEHALF OF NIPPON SHINYAKU CO., LTD. and NS
3	-----x	3	PHARMA, INC.:
4	NIPPON SHINYAKU CO., LTD., :	4	AMANDA S. WILLIAMSON, ESQUIRE
5	Plaintiff, :	5	GUYLAIN HACHE, Ph.D., ESQUIRE
6	v. :	6	MORGAN, LEWIS & BOCKIUS LLP
7	SAREPTA THERAPEUTICS, INC., :	7	110 North Wacker Drive
8	Defendant. :	8	Chicago, Illinois 60606
9	----- : C.A. No. 21-1015	9	312.324.1450
10	SAREPTA THERAPEUTICS, INC. and :	10	and
11	THE UNIVERSITY OF WESTERN	11	MAMI HINO, ESQUIRE
12	AUSTRALIA, :	12	ABE, IKUBO & KATAYAMA
13	Defendant/Counter-Plaintiffs, :	13	Fukuoka Buiolding, 8-7
14	v. :	14	Yaesu 2 Chome
15	NIPPON SHINYAKU CO., LTD. and NS :	15	Chuo-Ku, Tokyo 104-0028
16	PHARMA, INC., :	16	81-3-3273-2600
17	Plaintiff/Counter-Defendants. :	17	
18	-----x	18	
19		19	
20		20	
21		21	
22	Videotaped Deposition of NAOKI WATANABE, Ph.D.	22	
23	Chicago, Illinois	23	
24	Monday, June 26, 2023	24	
25	9:05 a.m. CST	25	
1	Job No.: 493013	2	APPEARANCES CONTINUED
2	Pages: 1 - 146	3	ON BEHALF OF SAREPTA THERAPEUTICS, INC. and THE
3	Reported Stenographically by:	4	UNIVERSITY OF WESTERN AUSTRALIA:
4	Tiffany M. Pietrzyk, CSR RPR CRR	5	WILLIAM B. RAICH, Ph.D., ESQUIRE
5		6	YOOJIN LEE, ESQUIRE
6		7	FINNEGAN, HENDERSON, FARABOW, GARRETT &
7	Videotaped deposition of NAOKI WATANABE,	8	DUNNER, LLP
8	Ph.D., held at the location of:	9	901 New York Avenue, NW
9		10	Washington, DC 20001
10	MORGAN, LEWIS & BOCKIUS LLP	11	202.408.4000
11	110 North Wacker Drive	12	ALSO PRESENT:
12	Chicago, Illinois 60601	13	Marc D. Evans, JD (Sarepta)
13	312.324.1000	14	Junko Y. Salmon (Interpreter)
14		15	Yumi Schweizer (Check Interpreter)
15		16	Gabriel Martin (Planet Depos Videographer)
16		17	
17	Pursuant to notice, before Tiffany M. Pietrzyk, a	18	
18	Certified Shorthand Reporter in the States of	19	
19	Illinois, Texas, and California, Registered	20	
20	Professional Reporter, Certified Realtime Reporter,	21	
21	and a Notary Public in and for the State of	22	
22	Illinois.	23	
23		24	
24		25	

Transcript of Naoki Watanabe, Ph.D.

11 (41 to 44)

Conducted on June 26, 2023

	41		43
1	about two-thirds down the page to PCT/JP2011/070318?	1	interpreters.)
2	A. Can you repeat that again, please?	2	A. I'm sorry. Ikubo, I-k-u-b-o and Katayama,
3	Q. Sure. Do you see reference to	3	K-a-t-a-y-a-m-a.
4	PCT/JP2011/070318?	4	Q. Did you select which experiments to include
5	A. Again, please?	5	in Watanabe Exhibit 4?
6	Q. Do you see reference to PCT/JP2011/070318?	6	A. I don't recall.
7	A. Yes.	7	Q. What was the role of your co-inventors in
8	Q. Could you turn to Watanabe Exhibit 4? And	8	drafting Watanabe Exhibit 4?
9	Watanabe Exhibit 4 is a publication of International	9	(Discussion in Japanese between the
10	Patent Application Number PCT/JP2011/070318;	10	interpreters.)
11	correct?	11	A. Can you ask the question again, please?
12	A. Yes.	12	Q. What was the role of your co-inventors in
13	Q. And you are listed as an inventor of this	13	drafting Watanabe Exhibit 4?
14	PCT; correct?	14	A. I don't recall.
15	A. Yes.	15	Q. After Watanabe Exhibit 4 was filed, what was
16	Q. And you understand that Watanabe Exhibit 4	16	your role, if any, in prosecuting the NS patents?
17	shares the same specification as Watanabe Exhibits 2	17	MS. WILLIAMSON: Again, I'd caution the
18	and 3?	18	witness not to reveal the substance of any
19	A. Yes.	19	communications with counsel.
20	Q. So today, when we discuss the specification	20	A. When the people in charge of intellectual
21	of the NS patent, we'll work from Watanabe	21	property from NS intellectual property group asked
22	Exhibit 4.	22	me for technical explanations, I provided the
23	Is that okay?	23	explanation.
24	A. Yes.	24	Q. Did you review any documents prepared in
25	Q. What was your role in preparing Watanabe	25	relation to the prosecution of the Nippon Shinyaku
	42		44
1	Exhibit 4?	1	1 patents?
2	A. I provided the examples.	2	2 MS. WILLIAMSON: Objection. Vague.
3	Q. Did you draft any portion of Watanabe	3	3 A. Please ask the question again.
4	Exhibit 4?	4	4 Q. Did you review any document prepared in
5	A. Yes.	5	5 relation to the prosecution of the Nippon Shinyaku
6	Q. Which portion of Watanabe Exhibit 4 did you	6	6 patents?
7	draft?	7	7 A. Yes.
8	A. Experiment examples. Test examples.	8	8 Q. Approximately when did you have discussions
9	Q. Did you draft anything other than the	9	9 with the Nippon Shinyaku IP department group about
10	examples in Watanabe Exhibit 4?	10	10 the prosecution of the Nippon Shinyaku patents?
11	A. I prepared the background art.	11	11 A. I don't recall.
12	Q. Did you prepare any portions of Watanabe	12	12 Q. Did it happen more than once?
13	Exhibit 4 in addition to the examples and background	13	13 A. Yes.
14	art sections?	14	14 Q. Did it happen more than twice?
15	A. I don't recall.	15	15 A. I don't recall.
16	Q. Who else was involved in drafting Watanabe	16	16 Q. When you reviewed documents prepared in
17	Exhibit 4?	17	17 relation to the prosecution of the Nippon Shinyaku
18	MS. WILLIAMSON: I just caution the witness	18	18 patents, were those documents sent to you
19	not to disclose any communications with counsel.	19	19 electronically?
20	But you can answer as to the person or persons.	20	20 A. Yes.
21	A. People who are in charge of intellectual	21	21 Q. Could you turn to Watanabe Exhibit 3. And
22	property within the Nippon Shinyaku -- NS	22	22 I'd like you to look at the claims, and we included
23	intellectual property group, as well as the patent	23	23 a Japanese translation of the claims. And in
24	attorneys from Abe, A-b-e, Ikumo, I-k-u-m-o.	24	24 particular, could you please turn to claim 6 which
25	(Discussion in Japanese between the	25	25 begins on the page labeled with Bates number NS 474.

Transcript of Naoki Watanabe, Ph.D.

37 (145 to 148)

Conducted on June 26, 2023

145

1 THE VIDEOGRAPHER: We are going off the
2 record at 6:15 p.m. with the end of Day 1 of the
3 deposition of Naoki Watanabe.
4 (Off the record at 6:15 p.m.)

5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

146

1 CERTIFICATE OF SHORTHAND REPORTER-NOTARY PUBLIC
2

3 I, Tiffany M. Pietrzyk, CSR RPR CRR, the
4 officer before whom the foregoing deposition was
5 taken, do hereby certify that the foregoing
6 transcript is a true and correct record of the
7 testimony given; that said testimony was taken by me
8 stenographically and thereafter reduced to
9 typewriting under my direction; that reading and
10 signing was not requested; and that I am neither
11 counsel for, related to, nor employed by any of the
12 parties to this case and have no interest, financial
13 or otherwise, in its outcome.

14
15 IN WITNESS WHEREOF, I have hereunto set my
16 hand and affixed my notarial seal this 27th of
17 June, 2023.

18
19
20
21
22
23
24
25


My commission expires:

February 28th, 2024

PLANET DEPOS

888.433.3767 | WWW.PLANETDEPOS.COM